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# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

### Division of Oil, Gas and Mining

JOHN R. BAZA  
Division Director

## Minerals Inspection Report

Reviewed 

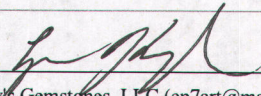
Report Date: 11/19/2015

Mine Name: Lucin Variscite Mine	Permit Number: S/003/0034	Mine Status: Suspended
Operator Name: Penney's Gemstones, LLC / David Penney	Inspection Date: 11/18/2015	Permit Fees: Delinquent
Inspector(s): Lynn Kunzler, McKay Tenney	Inspection Time: 9:20 am	Bond Amount: \$10,000
Attendee(s):	Weather: Cold, cloudy	Bond Escalation: past due
Inspection Purpose: Follow-up for enforcement actions		Prior Inspection:

### Conclusions and Recommendations

This site is considered suspended due to non-payment of annual permit fees for three years. Two Cessation Orders were issued and posted on site. MC-2015-17-09 for failure to remit permit fees for 2013, 2014, and 2015. MC-2015-17-10 for failure to provide and maintain adequate reclamation surety.

Elements of Inspection	Evaluated & Commented	Enforcement
1. <i>Permits, Revisions, Transfer, Bonds</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Annual permit fees are past due for 3 years. Operator has refused to provide additional surety, even after at his request a site-specific cost estimate was performed by the Division. Operator has until December 31, 2015 to abate these cessation orders.		
2. <i>Public Safety (shafts, adits, trash, signs, highwalls)</i>	<input type="checkbox"/>	<input type="checkbox"/>
3. <i>Protection of Drainages/Erosion Control</i>	<input type="checkbox"/>	<input type="checkbox"/>
4. <i>Deleterious Material</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
No deleterious materials were observed on site, including empty containers that could have contained them.		
5. <i>Roads (maintenance, surfacing, dust control, safety)</i>	<input type="checkbox"/>	<input type="checkbox"/>
6. <i>Reclamation</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
There has been no reclamation at the site, approximately 4 acres have been disturbed. Assuming the operator will abate the violations, operations could resume. Otherwise the Division should require reclamation of the site.		
7. <i>Backfilling/Grading (trenches, pits, roads, highwalls, shafts)</i>	<input type="checkbox"/>	<input type="checkbox"/>
8. <i>Soils</i>	<input type="checkbox"/>	<input type="checkbox"/>
9. <i>Revegetation</i>	<input type="checkbox"/>	<input type="checkbox"/>
10. <i>Other</i>	<input type="checkbox"/>	<input type="checkbox"/>

Inspector's Signature: 

CC: David Penney, Penney's Gemstones, LLC (ep7art@mac.com)  
Michael Nelson, BLM (mnelson@blm.gov)

File: /nrwogmfs1/OGM/GROUPS/MINERALS/WP/M003-BoxElder/S0030034-LucinVariscite/inspections/Insp-11182015.pdf





Mine: S/003/0034  
Inspected: 11/18/2015

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